

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ORACLE AMERICA, INC.,

No. C 10-03561 WHA

Plaintiff,

v.

GOOGLE INC.,

**REQUEST FOR BRIEFING RE  
MOTIONS *IN LIMINE***

Defendant.

A prior order required Google to withdraw its third and fifth motions *in limine* from the pretrial conference calendar without prejudice to consideration after the opening statements (Dkt. No. 1591). By **FRIDAY, APRIL 29 AT NOON**, Oracle will please respond to Google's motions regarding the Lindholm email and regarding testimony suggesting violations of privacy or antitrust laws. Google may reply by **TUESDAY, MAY 3 AT NOON**.

Also by **FRIDAY AT NOON**, Oracle shall file its full motion reflected in its fourth summary motion *in limine* to exclude evidence and argument that copying was required to use the Java language. In addition, Oracle may fully brief one additional summary motion *in limine*. Google shall respond by **TUESDAY AT NOON**.

On the same schedule, Google shall file its full motion reflected in its first summary motion *in limine* to preclude expert testimony that recites a preferred version of disputed facts. Google may also fully brief one additional summary motion *in limine*. Oracle shall respond by **TUESDAY AT NOON**.


1 The full briefs on the summary motions in *limine* shall not exceed **TWELVE PAGES IN**  
2 **TOTAL** (both motions), with any new exhibits not to exceed **TWENTY PAGES**.

3 The Court has read all of the parties' summary motions in *limine*, and with the exception  
4 of the foregoing (and the motion regarding the admissibility of the testimony of Jonathan  
5 Schwartz regarding the existence of a legal claim by Sun, now resolved by stipulation), the  
6 Court is inclined to deny all relief.

7 To be clear, this additional briefing is in addition to the briefing on Google's earlier  
8 motions that the Court ordered withdrawn. All of the motions referenced above will likely be  
9 decided on the papers.

10 Finally, the parties shall please bring an agreed-on one-page list of all testifying  
11 witnesses for use in the jury questionnaire to the final pretrial conference as well as the one-  
12 page statement of the case, the timeline, and all other items previously requested.

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15 Dated: April 26, 2016.

  
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WILLIAM ALSUP  
UNITED STATES DISTRICT JUDGE